

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CASE NO.: **CWP No.20120 of 2006**
DATE OF DECISION: December 18, 2006

MAM CHAND AND OTHERS ...PETITIONERS
VERSUS
STATE OF HARYANA AND OTHERS ...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA.
HON'BLE MRS. JUSTICE NIRMAL YADAV.**

PRESENT: MR. PARMINDER SINGH, ADVOCATE FOR THE PETITIONERS.

ASHUTOSH MOHUNTA, J. (ORAL)

The petitioners have impugned the order, Annexures P-4, P-5 and P-7 by which the petitioners have been ordered to be ejected from the suit land.

An application was filed by one Ravinder Kumar, respondent No.6 for eviction of the petitioners as they had encroached upon the public street in the village. The street had been carved out at the time of consolidation. Demarcation was got gone by the Assistant Collector, Ist Class and on the basis of the same as well as on the basis of copy of aksh shajra it is clear that the land in dispute was a public street which belong to the Gram Panchayat and the petitioner has encroached upon the same. As a result of the encroachment, the petitioner had virtually closed the entire street and was ordered to be evicted. The appeal and revision filed by the petitioner before the Collector and the Commissioner have also been dismissed.

We find no merit in the writ petition and the same is dismissed.

**(ASHUTOSH MOHUNTA)
JUDGE**

December 18, 2006
Gulati

**(NIRMAL YADAV)
JUDGE**